

AGENDA

MEETING OF THE MAYOR AND ALDERMEN

OCTOBER 29, 2015

1. Approval of the summary/final minutes for the City Manager's Briefing of October 15, 2015.
2. Approval of the summary/final minutes for the City Council meeting of October 15, 2015.
3. An appearance by Holden T. Hayes, Regional President, and Edward McKelvey, Senior Vice President/CRA Officer of the South State Bank will present a check for \$3,000 to Community Housing Services Agency, Inc. (CHSA) for deposit into the Savannah Affordable Housing Fund (SAHF).
4. An appearance by BB&T officials, including Chad Roberts, Vice President, will present a check for \$5,000 to Community Housing Services Agency, Inc. (CHSA) for deposit into the Savannah Affordable Housing Fund (SAHF).
- 4.1. An appearance by members of the SSU Ace Center to announce its National Entrepreneurship Day Showcase scheduled for Tuesday, November 3, 2015.
- 4.2. An appearance by representative of the Coastal Georgia Council Boy Scouts of America to receive a proclamation and announce October 30th as "Over the Edge Day" in Savannah.
5. An appearance by Doug Andrews, Veterans Council of Chatham County Chair, accompanied by newly installed Veteran of the Year Jim Vejar to request a permit for the Veteran's Day Parade on Wednesday, November 11, 2015.

ALCOHOLIC BEVERAGE LICENSE HEARINGS

6. Jennifer J. Neighbor for Resource RSI (Phase I), LLC t/a Riverstreet Inn, requesting to transfer liquor, beer and wine (drink) license with Sunday sales from Jack Bussert at 115 East River Street, which is located between Abercorn Street Ramp and East Upper Factors Walk in District 2. The applicant plans to continue to operate as hotel. (New management/existing business) Recommend approval.

7. Ashley M. Blaine for Blaine Management Company, Inc. t/a The Howlin Hound, requesting beer and wine (drink) license with Sunday sales at 6730 Waters Avenue, which is located between Eisenhower Drive and Cornell Avenue in District 4. The applicant plans to operate a full-service restaurant. (New ownership/management) Recommend approval.
8. Colleen K. Smith for Cohen's Retreat, LLC t/a Cohen's Retreat, request beer and wine (drink) license at 5715 Skidaway Road, which is located between Bacon Park Drive and Bona Belle Avenue in District 4 . The applicant plans to operate a full-service restaurant. (New ownership/management/existing business) Recommend approval.

ZONING HEARINGS

9. Metropolitan Planning Commission (File No. 12-001930-ZA) requesting approval to amend 8-3002 and 8-3025 (a) and (b) to Refer to Animal Control Ordinance the definition section to include a definition for "agriculture general" which clarifies that it applies to commercial activities, add a definition for "agriculture restricted" which applies to the commercial raising of crops without the commercial raising of animals, add a definition for "personal agriculture" which specifically refers to the Animal Control Ordinance for the keeping of animals, and expand the definition of "home occupation;" and replace the use "raising of commercial and noncommercial livestock and poultry" with "agriculture general" in the index and use tables for the C&R and B&I districts; replace the uses "growing of crops, gardens" with "agriculture restricted" and "raising of non-commercial poultry" with "agriculture personal" and allow in all zoning districts, of the City Zoning Ordinance. (Continued from the meeting October 1, 2015)
10. Melissa Johnson (Mellow Mushroom) Petitioner/Agent, (File No. 15-004789-ZA) requesting to rezone 11 West Liberty Street from an RIP-D (Medium Density Residential) zoning classification to an RIP-B-1 (Medium Density Residential) zoning classification. The petitioner seeks a change of zoning district to allow its restaurant to serve liquor in addition to beer and wine, which Mellow Mushroom is already licensed to serve. The larger parcel and building in which the restaurant is located already contain uses that are permitted to serve liquor (The Public restaurant and the Knights of Columbus event space). The north side of Liberty Street between Whitaker Street and Bull Street is zoned to allow restaurants that serve liquor, which SoHo South Café at 12 West Liberty Street does. The subject property is located within a "to-go cup" zone, which allows alcoholic beverages, including liquor, to be consumed in the public rights of way in accordance with the requirements of the City of Savannah Alcoholic Beverage Ordinance.

Permitted uses within the current RIP-D District and proposed RIP-B-1 District are similar, though there are some differences. If approved, hospitals, some care homes and funeral homes would no longer be permitted, while restaurants that serve alcohol, Laundromats, and grocery stores would be allowed. If approved, Mellow Mushroom would not be allowed to serve alcoholic beverages without a full-service meal, which is the current requirement.

MPC unanimously approved the requested rezoning from an RIP-D (Medium Density Residential) zoning classification to an RIP-B-1 (Medium Density Residential) zoning classification. Recommend approval.

11. Metropolitan Planning Commission, (File No. 15-004243-ZA) requesting to amend to Article B (Zoning Districts), Section 8-3030 (n)(6)(Savannah Historic District Ordinance) of the City of Savannah Zoning Ordinance. The use of fiber cement material as a replacement for historic wood is not consistent with the Historic District Ordinance or the Secretary of the Interior's Standards for Rehabilitation. To allow the wholesale replacement of historic wood with fiber cement on all historic buildings could jeopardize the historic integrity of the National Historic Landmark District and would damage the historic authenticity of the District. Recommend continuing hearing to November 12, 2015.
12. Eric Riley, Petitioner and Solomon A. Amusan, J.D., Agent (File No. 15-004814-ZA) requesting to amend Section 8-3129 (14) (b) and (15) (c) Commercial Use Standards; Vehicle Repair of the zoning ordinance to allow some minor vehicle repair to occur outside a building in Mid City. The findings of staff lead to the conclusion that the proposed amendment is contrary to planning best practices and maintaining the integrity of neighborhoods within Mid City. It has been the policy of the City of Savannah to ensure the protection of neighborhoods and to abate the impacts associated with outdoor vehicle repair by requiring those repairs to occur within a building. This condition is consistent across the zoning districts where the use is allowed and in staff's opinion should remain.

The Planning Commission recommends denial of the petitioner's request to amend Section 8-3129 of the zoning ordinance to allow some minor vehicle repair to occur outside a building in Mid City. Recommend denial.

ORDINANCES

Second Readings

13. Amendments to the City of Savannah Animal Control Ordinance (Sections 9-5000 - 5061). An ordinance to allow, with restrictions, certain types of animals within the City of Savannah, including chickens, bees, horses, pigs and other livestock. The City of Savannah, Metropolitan Planning Commission, Savannah Chatham Metropolitan Police Department Animal Control, and other stakeholders participated in a task force under the direction of Dr. Blake Caldwell to create the draft revisions to both the City and County ordinances. The revisions establish consistency to allow property owners to utilize their properties for sustainable urban agriculture while ensuring that they do not impose on their neighbors. (Continued from the meeting October 1, 2015).
14. Proposed Amendment to the City of Savannah Temporary Curfew Ordinance (Section 9-1024). An ordinance to temporarily amend the City of Savannah's curfew ordinance and create Youth Support Centers designed to safely detain and assess minors until they can be safely returned to their parents or other responsible authority.

MISCELLANEOUS

15. Appointments to Boards, Commissions & Authorities.

BIDS, CONTRACTS AND AGREEMENTS

16. Easement to Georgia Power Corporation. Georgia Power Company ("GPC") is requesting an easement across City-owned real property located at 10610 Middleground Road that's along the east side of Middleground Road just north of Quail Forest Drive. The parcel is part of a large former waste-water treatment site, and other parcels have been assembled with this parcel to facilitate future parks and recreation uses. GPC is seeking an easement of 528 square feet along the road frontage and access to this parcel to install overhead transmission lines.

The easement is part of a proposed GPC 115k/V Transmission Line upgrade project extending from the New Dutchtown Substation to the Lewis Drive Substation. There will not be any poles or guy wires within the easement area, and the easement is solely to provide a buffer to these high voltage power lines. The City retains the underlying fee value of the property, including the right to install, modify, maintain, and operate its utilities in the easement area, as well as the right to grant easement rights to other utilities (i.e., cable, gas, telecom, fiber optics, etc.) as long as such additional uses do not injure or interfere with the use of the easement by GPC.

The requested easement has been reviewed by Real Property Services, the Bureau of Public Works and Water Resources, the Bureau of Leisure Services, and the Assistant City Attorney.

GPC offered the City \$1,100.00 for the easement. The City retained a well-qualified state certified general real estate appraiser who concluded a market value of \$1,439.00. GPC has agreed to offer the City the appraised value of \$1,439.00.

Recommend authorizing the City Manager to enter into an agreement with Georgia Power Company for the easement across City-owned real property for development of a high voltage transmission project. (A map is attached.)
Recommend approval.

17. Autodialers – Annual Contract – Event No. 3201. Recommend approval to award an annual contract for autodialers to EH Solutions in the amount of \$51,620.00. Autodialers are telephone-based automatic monitoring systems. The contract will provide Conveyance and Distribution Department with autodialer monitoring and alarm notification systems in various wastewater pumping stations in the event of emergencies.

This bid was advertised, opened, and reviewed. Delivery: As Needed. Terms: Net 30 Days. The bidders were:

L.B.	EH Solution (Royston, GA) ^(D)	\$	51,620.00
	USA Blue Book ^(D)	\$	57,862.50

Funds are available in the 2015 Budget, Water and Sewer Fund/Lift Station Maintenance/Equipment Repair Parts (Account No. 521-2552-51335).
^(D)Indicates non-local, non-minority owned business. Recommend approval.

18. Waters Avenue Streetscapes Phase 1 – Event No. 3310. Recommend approval to procure construction services from Johnson-Laux in the amount of \$1,229,203.28. These services will be used for the streetscape improvements along Waters Avenue from 37th Street to Anderson Street. The work includes brick paver sidewalks, stamped concrete crosswalks, ADA compliance ramps, fixtures, landscaping, and ornamental lighting.

This project originally received two bids that both exceeded the engineer's estimate. As a result, the State of Georgia's job order contractor is being recommended to perform this project. The State of Georgia's job order contract is considered a convenience contract that is available for use by all State, City, and County public entities. The purpose of this contract is to provide multi-traded general construction services to accomplish small to medium sized projects for repair, alteration, modernization, rehabilitation, and minor new construction to infrastructure, buildings, structures, or other real property. The State of Georgia used a competitive bidding procedure to select Johnson-Laux Construction to serve as the sole provider of these services for this region. Johnson-Laux's pricing is \$89,401.72 lower than the lowest bid received for this project.

The project included an overall MWBE goal of 17%, with the breakdown of 11% MBE and 6% WBE. Based on the proposed schedule of M/WBE participation submitted by Johnson-Laux, the overall M/WBE participation will be 18.9%, with 11.52% MBE being performed by Groundworks Contracting and 7.38% WBE being performed by Atlantic Star.

L.B.	Johnson-Laux Construction (Savannah, GA) ^(B)	\$1,229,203.28
	JHC Corporation ^(D)	\$1,318,605.00*
	E&D Contracting ^(E)	\$1,974,567.00

Funds are available in the 2015 Budget, Capital Improvements Fund/Capital Improvement Project/Waters Avenue Corridor Improvements (Account No. 311.9207.52842.PD0309). ^(B)Indicates local, non-minority owned company. *Indicates value engineered amount. Recommend approval.

19. President Street Wastewater Plant Solids Handling – Emergency Sole Source – Event No. 3712. Notification of an emergency sole source procurement of construction services from Southern Champion in the amount of \$337,400.00. These services are necessary to install a sludge line for the President Street Wastewater Plant solids handling. This sludge line will be retained to also serve as the long range back-up for loading dewatered sludge in the event that primary sludge handling facilities must be taken out of service.

This is an emergency sole source procurement because the use of the incinerators at the plant must be discontinued by March 2016 in order to be in compliance with the Federal Air Emissions regulations. In order to discontinue the incinerators, it will be necessary to haul generated solids while the final handling facilities are being designed and constructed. Therefore, the sludge line is necessary for staff to be able to safely load the bio-solids that are produced in the interim. Failure to have an adequate discharge line to load trucks will mean the incinerators cannot be taken off-line on the required date, thus placing the plant in violation of the Federal Air Emissions regulations effective in March of 2016. A violation of these regulations would subject the City to potential fines. This vendor was selected because it was the only contractor with the necessary expertise that could begin work immediately and complete it by the deadline.

E.P. Southern Champion Construction (Garden City, GA) ^(D)\$337,400.00

Funds are available in the 2015 Budget, Capital Improvements Fund/ Capital Improvement Projects/Other Costs/Treatment Plant Capital Maintenance (Account No. 311-9207-52842-SW0810). A Pre-Proposal Conference was not conducted as this was an emergency procurement. ^(D)Indicates non-local, non-minority owned business. Recommend approval.

20. Pre-Employment Psychological Assessment and Testing for Savannah-Chatham Metropolitan Police Department – Annual Contract – Event No. 3365. Recommend approval to award an annual contract for pre-employment psychological assessments of law enforcement candidates to Stephen J. Sampson, PhD in the amount of \$300.00 per candidate and in an amount not to exceed \$40,000.00. The services are needed to screen law enforcement applicants.

The method used for this procurement was the Request for Proposal. Proposals were received and evaluated on the basis of qualifications, methodology, fees, references, and local preference. The recommended proposer is willing to perform the psychological testing at a City of Savannah site which will improve the efficiency of the administration.

The proposal was advertised, opened, and reviewed. Delivery: As Needed. Terms: Net 30 Days. The proposers were:

B.P. Stephen J. Sampson (Buckhead, GA) ^(D)	\$	300.00
Stone, McElroy, and Associates ^(D)	\$	300.00

Proposers	Qualifications (30 pts)	Methodology (30 pts)	References (10 pts)	Local Participation (5 pts)	Fees (25 pts)	Total (100 pts)
Stephen Sampson, PhD	27.5	27.5	8.5	0	25	88.5
Stone, McElroy, and Associates	29	24	9	0	25	87

Funds are available in the 2015 Budget, General Fund/SCMPD Training and Recruitment/Professional Purchased Services (Account No. 101.4245.51238). A Pre-Proposal Conference was conducted and no vendors attended. ^(D)Indicates non-local, non-minority owned business. Recommend approval.

21. Savannah Fire Training Facility – Event No. 3477. Recommend approval to procure construction services from Collins Construction in the amount of \$1,480,000.00. The services will be used for the new Savannah Fire Training Facility located on Agonic Road. The project will consist of a new fire training classroom facility and will include offices, restrooms, locker room and showers, vehicle operation simulator room, and other ancillary spaces. Associated site work on two acres includes limited paving, bioswales, detention ponds, and landscaping.

Seven contractors were pre-qualified to bid on this project. Of those seven, three submitted bids. Two were deemed to be in compliance with the MWBE goals set forth in this project and were opened and evaluated.

The project includes an overall MWBE goal of 15%, with the breakdown of 9% MBE and 6% WBE. Based on the proposed schedule of MWBE participation submitted by the low bidder, the overall MWBE participation will be 38%, with 9% MBE being performed by Economy Masonry in the amount of 3% and MCN in the amount of 6%. The WBE participation submitted by the low bidder is 29%, with 27.5% being performed by Collins Construction and 1.5% being performed by Bridges Wood Products.

This bid has been advertised, opened, and reviewed. The bidders were:

L.B.	Collins Construction (Chatham County, GA) ^(F)	\$1,480,000.00
	John E. Lavender & Associates, Inc. (Statesboro, GA) ^(D)	\$1,737,000.00

Funds are available in the 2015 Budget, Capital Improvements Funds/Capital Improvement Projects/Other Costs/Savannah Fire Training Facility (Account No. 311-9207-52842-PB637). A Pre-Proposal Conference was conducted and eight contractors attended. ^(D)Indicates a non- local non-minority owned business. ^(F)Indicates non local woman owned business. Recommend approval.

22. Traffic Signal Posts, Mast Arms, and Luminaire Mounting Arms – Event No. 3563. Recommend approval to procure the design and fabrication of steel poles, mast arms, and luminaire mounting arms from Hagemeyer in the amount of \$49,605.00. This equipment is required for two new traffic signals at Jimmy DeLoach Parkway at Interstate I-95.

Notifications were sent to all known vendors, and only one bid was received. The bid was advertised, opened, and reviewed. Delivery: As Requested. Terms: Net 30-Days. The bidder was:

L.B. Hagemeyer (Atlanta, GA) ^(D) \$ 49,605.00

Funds are available in the 2015 Budget, Capital Improvements Fund/Capital Improvement Project/Other Costs/Signals-Jimmy DeLoach & I-95 (Account No. 311.9207.52842.TE112). A Pre-Proposal Conference was conducted and no vendors attended. ^(D)Indicates non local non-minority owned business. Recommend approval.

23. Repair Parts for Clarifiers – Sole Source – Event No. 3678. Recommend approval to procure repair parts for clarifiers from Brentwood Industries in the amount of \$36,582.10. The parts are for the primary sedimentation tanks and will remove the settleable material from the incoming wastewater flow stream. The parts will be used as stock items in the President Street Plant warehouse.

This is a sole source because this company is the only known supplier of items that are compatible with the equipment currently in place at the plant. Delivery: As Requested. Terms: Net 30 Days. The vendor is:

S.S. Brentwood Industries (Reading, PA) ^(D) \$ 36,582.10

Funds are available in the 2015 Budget, Water and Sewer Fund/President Street Plant/Equipment Repair Parts (Account No. 521-2553-51335). A Pre-Proposal Conference was not conducted as this is a sole source procurement. ^(D)Indicates non-local, non-minority owned business. Recommend approval.

24. Water, Sewer and Storm Water Line Repair – Annual Contract Renewal – Event No. 3699. Recommend approval to renew an annual contract for water, sewer, and storm water line repair with Savannah River Utilities as primary contractor and with Southern Champion Construction as secondary contractor in the amount of \$1,219,515.00. The work performed under this contract will augment work performed by City of Savannah crews and will be used during heavy workload times and emergency situations by Public Works Bureau.

The MWBE goal for this project is 7% (5% MBE and 2% WBE). Savannah River Utilities submitted MWBE participation of 100%, with 98% MBE utilizing Savannah River Utilities and 2% WBE utilizing Ava Group.

This is the second of three renewal options available.

Bids were originally received on July 9, 2013. Delivery: As Requested. Terms: Net 30 Days. The bidders were:

L.B.	Savannah River Utilities (Springfield, GA) ^(C)	\$1,219,515.00
	(Primary)	
L.B.	Southern Champion Construction (Garden City, GA) ^(D)	\$1,500,000.00
	(Secondary)	

Funds are available in the 2015 Budget, Capital Improvements Fund/Capital Improvement Projects/Other Costs/Various CIP Accounts (Account No. 311-9207-52842-Various CIP Accounts) and Water & Sewer Fund/Various Departments/Other Contractual Services (Account No. 51295). A Pre-Bid Conference was not conducted as this is an annual contract renewal. ^(C)Indicates non-local, minority-owned business. ^(D)Indicates non-local, non-minority owned business. Recommend approval.

25. Storm Debris Removal – Annual Contract Renewal – Event No. 3706. Recommend approval to renew an annual contract for storm debris removal to Ceres Environmental Services, Inc. (Primary), Crowder Gulf, LLC (Secondary), and Ashbritt, Inc. (Tertiary). This contract would be utilized in the event of a major hurricane or other disaster that results in more debris than can be managed by City staff. Recommendations are based on competitive unit price comparisons. Total costs will vary due to the nature and severity of disaster events.

The method used for this procurement was the Request for Proposal (RFP) which evaluates criteria in addition to costs. The criteria for this RFP included experience and qualifications, methodology of providing debris management services, references, responsiveness, and fees.

This is the second of four renewal options available.

Proposals were originally received July 2, 2013. The proposal has been advertised, opened, and reviewed. Delivery: As Needed. Terms: Net- 30 Days. The proposers were:

B.P. Ceres Environmental Services, Inc. (Sarasota, FL) ^(F) (Primary)
 B.P. Crowder Gulf, LLC (Theodore, AL) ^(D) (Secondary)
 B.P. Ashbritten, Inc. (Deerfield Beach, FL) ^(D) (Tertiary)
 Phillips and Jordan ^(D)
 Grubbs ^(D)
 Ashplundh ^(D)
 DRC ^(D)
 TAG ^(D)
 Bergeron ^(D)

Proposers	Qualifications & Experience (20 pts)	Methodology (35 pts)	Responsiveness (20 pts)	References (5 pts)	Fees (20 pts)	Total (100 pts)
Ceres	15	28	19	5	20	87
Crowder Gulf	20	28	20	5	12	85
Ashbritten	17	28	19	3	12	79
Phillips & Jordan	17	25	19	5	12	78
Grubbs	15	20	19	5	18	77
Ashplundh	15	20	15	5	15	70
DRC	17	18	15	5	14	69
TAG	16	15	19	5	9	64
Beregeron	12	20	18	5	7	62

Funds will be reimbursed by Federal Emergency Management Association/Chatham Emergency Management Association. A Pre-Proposal Meeting was not conducted as this is an annual contract renewal. ^(D)Indicates non-local non-minority owned business. Recommend approval.

26. Water and Sewer Agreement – Savannah Rehabilitation Hospital, LLC. HealthSouth Corporation has requested a water and sewer agreement for Savannah Rehabilitation Hospital, LLC. The water and sewer systems have adequate capacity to serve this 53.0 water and 41.7 sewer residential unit development located at 6510 Seawright Drive. The agreement is consistent with policy directives given by the Mayor and Aldermen and has been reviewed and approved by the City Attorney for legal format. Recommend approval.
27. Water and Sewer Agreement – Savannah VA Outpatient Clinic. Johnson Federal Properties Savannah, LLC has requested a water and sewer agreement for Savannah VA Outpatient Clinic. The water and sewer systems have adequate capacity to serve this 6.53 residential unit development located at 1170 Shawnee Street. The agreement is consistent with policy directives given by the Mayor and Aldermen and has been reviewed and approved by the City Attorney for legal format. Recommend approval.

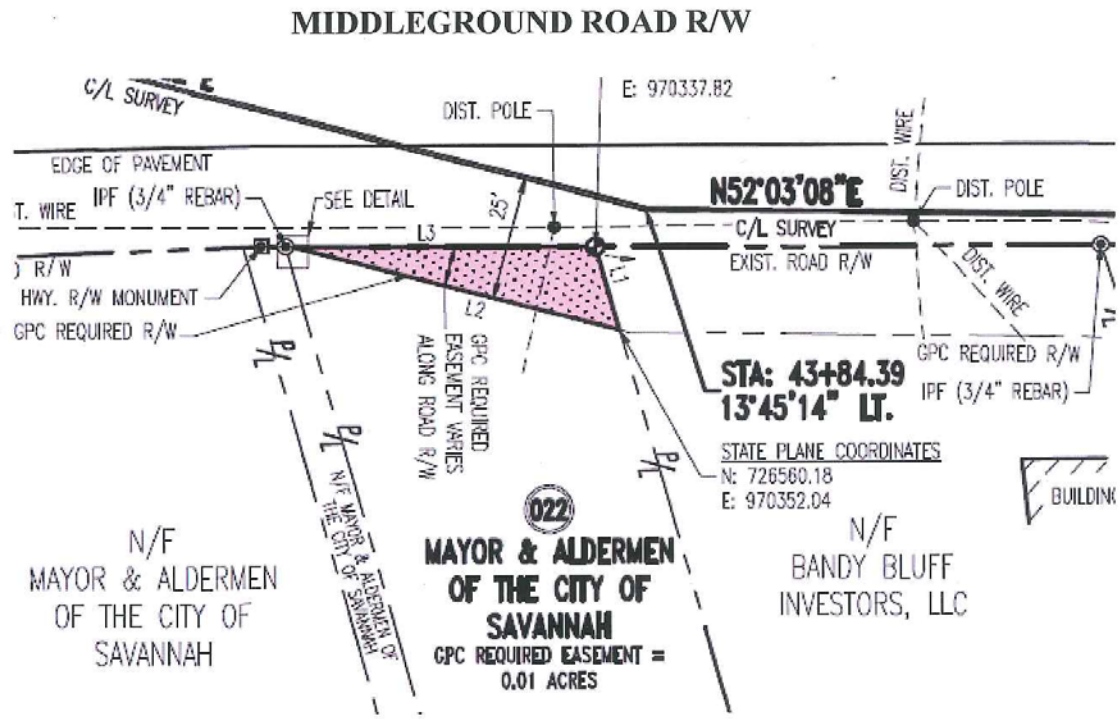
City of Savannah
Summary of Solicitations and Responses
For October 29, 2015

<u>Event Number</u>	<u>Annual Contract</u>	<u>Description</u>	<u>Local Vendor Available</u>	<u>MWBE Vendor Available</u>	<u>Total Sent</u>	<u>Sent to MWBE</u>	<u>Total Received</u>	<u>Received From MWBE</u>	<u>Estimated Award Value</u>	<u>Estimated MWBE Value</u>	<u>Low Bid Vendor Type</u>	<u>MWBE Sub</u>	<u>Vendor Type</u>	<u>Local Preference Applied</u>
3201	X	Autodialers	Yes	Yes	255	27	2	0	\$ 51,620.00	0	D	0	0	No
3310		Waters Avenue Streetscapes Phase I	Yes	Yes	4	1	3	1	\$1,229,203.28	\$232,319.42	B	18.9%	11.52% - C 7.38% - F	No
3712		President Street Wastewater Plant Solids Handling	No	No	1	0	1	0	\$337,400.00	0	D	0	0	No
3365	X	Pre-Employment Psychological Assessment & Testing for SCMPD	Yes	Yes	124	17	2	0	\$ 40,000.00	0	D	0	0	No
3477		Savannah Fire Training Facility	No	Yes	3	1	3	1	\$1,480,000.00	\$ 562,400.00	F	38%	9% - A 29% - F	No
3563		Traffic Signal, Poles, Mast Arms, and Luminaire Arms	Yes	Yes	16	11	1	0	\$ 49,605.00	0	D	0	0	No
3678		Repair Parts for Clarifiers	No	No	1	0	1	0	\$ 36,582.10	0	D	0	0	No
3699	X	Water, Sewer, Storm Water Line Repair	Yes	Yes	171	19	2	1	\$1,219,515.00	\$1,219,519.00	C	100%	98% - C 2% - F	No
3706	X	Storm Debris Removal	Yes	Yes	177	16	10	0			D	0	0	No

Vendor(s)*

- A. Local Minority Owned Business
- B. Local Non-Minority Owned Business
- C. Non-Local Minority Owned Business
- D. Non-Local Non-Minority Owned Business
- E. Woman Owned Business
- F. Non-Local Woman Owned Business
- G. Local Non-Profit Organization

Easement to Georgia Power Corporation



PARCEL 22: 528 SF EASEMENT

CITY OF SAVANNAH ANIMAL ORDINANCE
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ARTICLE A. IN GENERAL

Section 9-5000. Statement of Purpose.

The City of Savannah has undertaken to establish this Animal Ordinance to protect the public health and safety of its citizens and to promote the general welfare of the citizens and animals residing within the City. Animal ownership is encouraged and welcomed within this City; however, strong emphasis is placed on responsible ownership of animals. Animal owners are encouraged to respect the rights of their fellow citizens and also those of their animals. Primary responsibility is placed upon animal owners to properly train and/or secure their animals so as to prevent them from causing injuries and/or creating nuisances.

Sec. 9-5001. Livestock and fowl not to run at large or be kept in public place.

It shall be unlawful for the owner of any livestock or domestic fowl to permit the same to run at large within the corporate limits of the city or to keep the same in any manner in any street or other public place.

~~Sec 9-5002. Keeping Of hogs prohibited.~~

~~It shall be unlawful for any person to retain or keep hogs within the corporate limits of the city.~~

Sec 9-5003~~2~~. Protection of birds.

The entire area embraced within the corporate limits of the city is hereby designated as a bird sanctuary; and it shall be unlawful to trap, hunt, shoot or attempt to shoot or molest in any manner any bird or wild fowl or to rob bird nests or wild fowl nests in such sanctuary; provided, however, that if pigeons, starlings or similar birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or a menace to health or property in the opinion of the proper health authorities of the city, such health authorities shall meet with representatives of the Audubon Society, Bird Club, Garden Club or Humane Society, or as many of such clubs as are found to exist in the city, after having given at least three days actual notice of the time and place of such meeting to the representatives of the clubs. If, as a result of such meetings, no satisfactory alternative is found to abate such nuisance, then such birds may be destroyed in such numbers and in such manner as is deemed advisable by the health authorities, under the supervision of the police chief.

Sec. 9-5004~~3~~. Keeping of animals; sanitation.

Any housing or enclosure used for the keeping of animals or fowl shall be well-drained, free from accumulations of animal excrement and objectionable odors, and otherwise clean and sanitary. Animal excrement shall be disposed of in a manner approved by the health officer. All animals which are housed or enclosed shall be provided with a source of potable water.

Sec. 9-5005~~4~~. Distance of animal enclosures from buildings.

- a. Any enclosure used for the keeping of animals or fowl outside of a building, shall be kept at the ~~following~~ minimum distances **specified** from any occupied building, except the dwelling unit of the owner, unless the permission of the occupant of the adjacent building and the health officer was given for a lesser distance prior to January 1, 2000.

~~(1) Animal and fowl distance.~~

~~Up to five mules, cattle, sheep, goats, and similar animals, 100 feet.~~

~~Up to five dogs over 90 days old, 100 feet.~~

~~Note: The amendment to this section to permit up to five dogs where the distance is more than 100 feet did not change the maximum of three dogs where the distance is less than 100 feet.~~

~~Amended March 29, 2007.~~

~~Up to five rabbits, guinea pigs, hamsters and similar animals, 100 feet.~~

~~Up to five fowl, 100 feet.~~

~~The keeping of six or more of the above mentioned animals and fowl shall meet the requirements for an animal boarding place as set forth in Section 8-3025 (b), Use (25) of the City of Savannah Zoning Ordinance.~~

~~(2) Horse stables (not enclosures or fences) shall be a minimum of 100 feet from any occupied building except the dwelling unit of the owner unless the owner of the adjacent building and the health officer give permission for a lesser distance. Horse stables built on property prior to February 15, 2007, shall be at least fifty (50) feet from an occupied building, except the dwelling unit of the owner, unless the owner of the building and the health officer granted approval.~~

- b. Animals and fowl not specifically mentioned in this chapter shall be kept at minimum distances deemed reasonable and necessary by the health officer.
- c. In case of bona fide licensed pet shops, veterinary hospitals, stockyards, poultry farms, and similar commercial establishments, the health officer may modify these requirements where undue hardship would result from their strict enforcement.

Sec 9-50065. Nuisances.

The owner of animals and fowl shall be responsible for correcting or abating any nuisance that may arise from the keeping thereof. No person shall own, or possess or harbor any animal or fowl which howls, barks, or emits audible sounds that are plainly audible or disturbing the peace and quiet of the neighborhood. **For example**, for the purpose of this article, "barking dog" shall mean a dog that barks, bays, cries howls or makes any other noise continuously and/or incessantly for a period of ten minutes or barks intermittently for one-half hour or more to the disturbance of any person at any time day or night regardless of whether the dog is physically situated in or upon private property; provided, however, that dog shall not be deemed a "barking dog" for purposes of this regulation, if at that time the dog is barking or making any other noise, a person is trespassing or threatening to trespass upon private property in or upon which the dog is situated or for any other legitimate cause which teased or provoked the dog.

Cross references: Nuisances, §9-2001 et.seq.

Sec. 9-50076. Definitions.

The following definitions shall apply in the interpretations and enforcement of this chapter:

- 1. ~~Animals shall mean any living, nonhuman vertebrate creature. horses, ponies, mules, cattle, sheep, goats, swine, dogs, cats, rabbits, guinea pigs, hamsters and similar animals.~~
- 2. *Fowl*. Fowl shall mean chickens, turkeys, geese, ducks, pigeons, and similar fowl.

3. *Housing*. Housing shall mean any building, shed, cage, pen, or similar structure used for the housing of animals and fowl.
4. *Enclosures*. Enclosures shall mean any uncovered, enclosed parcel of land where animals or fowl are kept.
5. *Nuisances*. Nuisances shall mean whatever is dangerous or detrimental to human life or health and whatever renders or tends to render soil, air, water, or food impure or unwholesome.
6. *Person*. Person means any person, firm, partnership, corporation, association or agency.
7. *Health officer*. Health officer shall mean the commissioner of health of the County of Chatham or his authorized representative.
8. *Fence*. Any structure of wire, wood, stone or other material, which is of sufficient height and strength to act as a barrier against passage of the animal it is intended to enclose. A fence must be sufficient to prevent the animal from being able to jump, dig, or escape confinement.

Sec. 9-50087. Penalties.

Any person who violates any provision of the Animal Control ordinance shall, upon conviction in the Recorder's Court of Chatham County or any other court of competent jurisdiction, be subject to the penalties provided in Section 1-1013 of the Code of the City of Savannah.

Sec. 9-5008. Exemptions

At the discretion of the Animal Control Officer, exemptions from strict compliance with any provision of the Animal Control Ordinance can be made if the Animal Control Officer deems the activity is being done for educational purposes, is otherwise legal, meets the intent of the ordinance, and does not cause excessive adverse impact on neighboring property owners.

Sec. 9-5009. Dead animals – Report to department of public services.

It is hereby made the duty of all persons in the city losing an animal or having a dead animal on his premises to report the same to the bureau of public services within two hours after its death, which report shall specify where the animal may be found.

State law references: Dead animal disposal act, O.C.G.A. § 4-5-1 et seq.

Sec. 9-5010. Same- Removal

It is hereby made the duty of the bureau of public services, without delay, to remove from the city all dead animals which may be brought to its attention or reported, and to dispose of the same as required by law or the proper corporate authority.

Sec. 9-5011. Same- Deposit in streets, lanes, etc.

It shall be unlawful for any person to throw or put into the streets, lanes, squares, or commons within or without the city any dead animal.

Sec. 9-5012. Rabies Immunization of all mammals

All mammals must be vaccinated against rabies in accordance with the most recent edition of the Compendium of Animal Rabies Prevention and Control developed by the National Association of State and Public Health Veterinarians

Sec. 9-5012. Keeping of Bees.

~~That no person shall establish, possess or maintain any hive or swarm of bees for any purpose whatsoever other than an expressly provided herein.~~

Sec. 9-5013. City Manager to Issue Permit.

~~Any nonprofit corporation, association, institution or agency of government, including any officer, employee or agent of such person, shall be excepted from the prohibition specified in section 9-5012 above with regard to possessing, establishing, or maintaining a hive of bees when the same is for the purpose of education or scientific research and provided that an application is submitted to the city manager for the issuance of a permit to engage in such application form as prepared by the city manager and upon approval of such application and obtaining a permit for such purpose from the city manager. Such application shall require in addition to other information as specified by the city manager the purpose of the proposed activity and the physical and protective characteristics that will ensure the control and isolation of any hive of bees from causing any danger to the general public and property owners adjacent to the applicant. The city manager shall specify the duration of such permit, not to exceed 12 months.~~

Sec 9-5014~~2~~ – 9-5020. Reserved.

ARTICLE B. DOGS GENERALLY

Sec. 9-5021. Vaccination and registration of dogs and cats.

- a. *Definitions.* The following definitions shall apply in the interpretation and enforcement of this article, and the following words shall have the following meanings:
 1. *Cat.* The word “cat” shall mean all felines of either sex, whether vaccinated against rabies or not vaccinated.
 2. *Dog.* The word “dog” shall mean dog, animal or all canines of either sex, whether vaccinated against rabies or not vaccinated.
 3. *Rabies Certificate.* The word “rabies certificate” shall mean a certificate signed by a licensed veterinarian bearing a license number, ownership, name, address, breed, color and sex of dog or cat, which certificate shall be issued for each dog or cat vaccinated. The date of last vaccination of such dog or cat shall be clearly stated on such certificate, and a copy of such certificate is to be sent by the veterinarian to the city’s designated animal control center.
 4. *Vaccination and license tag.* The word “vaccination and license tag” shall mean a metal tag issued by authority of the City of Savannah and also a license or serial number to show that such dog or cat has been vaccinated as required by this article.
 5. *Vaccinate or inoculate.* The word “vaccinate” or “inoculate” shall mean the injection into the body of a dog or cat of an approved antirabies vaccine prescribed by the State of Georgia, such vaccine having a U.S. Government license number approval stamped on the label of the vaccine container and which vaccine has been approved by the health department. Vaccine used for vaccination of dogs or cats against rabies shall have been refrigerated and kept under proper conditions showing no signs of spoilage or otherwise being unfit for producing immunity against rabies.
 6. *Veterinarian.* The word “veterinarian” shall mean any person who has received a doctor’s degree in veterinary medicine from a school of veterinary medicine and holds license to practice the profession of veterinary medicine in the State of Georgia; the number of the aforesaid veterinary license shall be the same as that recorded by the Georgia State Board of Veterinary Examiners.
- b. *Vaccination and Licensing Required.* It shall be unlawful for any person to own, keep, maintain or harbor any dog or dogs or cat or cats four months of age or older without first having the dog or dogs or cat or cats vaccinated against rabies and obtaining from Savannah-Chatham Animal Control for each dog or cat the vaccination and license tag and the rabies certificate described in subsection a above. Such license tag is to be obtained either in person or by mail for each dog or cat from the Savannah-Chatham Animal Control within thirty 30 days of such animal’s annual inoculation.

1. Any person owning a dog or cat and does not comply with this provision shall be in violation of the Animal Control Ordinance provided that a person shall register their dog or cat within thirty days of the rabies vaccination, or thirty days after becoming a resident of the City of Savannah.
- c. *When vaccination required; term of license.* All dogs and cats which have become four months of age and all dogs and cats over four months of age shall be vaccinated against rabies, and their owners shall obtain a license for such dogs or cats every 12 months following the original vaccination and licensing of these dogs or cats.
- d. *Tag to be attached; number of rabies certificate; term.*
 1. Every dog or cat which has received a rabies vaccination as set forth in subsection an above shall have attached to a collar around its neck a vaccination and license tag described in subsection an above.
 2. The rabies certificate shall bear a license number identified with that of the tag attached to the collar of the dog or cat. Both certificate and tag will expire one year from date of issue.
- e. *Fees.* The veterinarian's fees for vaccination of a dog or cat shall be set by each individual licensed veterinarian or the State of Georgia. A license tag will be issued in exchange for a fee as set forth in the Chatham county Revenue Ordinance, which will be collected by the Chatham County Department of Building and Safety and Regulatory Services located in the Chatham County Service Center, 1117 Eisenhower Drive or at 295 Police Memorial Dr. in the Police Annex from the owner of each dog or cat who has received the anti-rabies vaccine and rabies certificate.
- f. *Commercial Pet Animal License*
 - (a) *Definitions.* The following definitions shall apply in the interpretation and enforcement of this article, and the following words shall have the following meanings:
 1. *Commercial Pet Animal Facility* – The words “commercial pet animal facility” shall mean any premises, operation or business used for the commercial boarding, breeding, buying, selling, trading, training or rearing of animals, including guard dogs, except for animal hospitals or grooming facilities unconnected with such activities.
 2. *Commercial Pet Animal Facility License* – Any person who maintains within Chatham County a premises operations or business used as a commercial pet facility shall obtain a commercial pet animal facility license prior to the start of business operations. Any individual that shall sell more than one litter per year or the sale of three adult animals per year, shall deem to be operating a commercial pet animal facility and must comply with all provisions of pet animal license provisions.
 - (b) The applicant for a commercial pet animal license shall submit the following, in person, to the Savannah-Chatham Animal Control:

1. A copy of a current license from the Georgia Department of Agriculture permitting such operations.
2. A completed commercial pet animal license application.
3. A copy of a business license specifically authorizing commercial pet animal activities.
4. Proof of current rabies vaccination by a veterinarian for each dog and/or cat over 4 months of age on the premises including dog (s) or cat (s) on consignment.
5. Proof of satisfactory inspection by the Department of Agriculture.
6. A signed statement as described herein, agreeing to comply with all provisions of this chapter.
7. Payment of a fee established within the Chatham County Revenue Ordinance and collected by the Chatham County Department of Building and Safety and Regulatory Services.

As part of the application process, it shall be the responsibility of the Savannah-Chatham Animal Control to review the application and make such necessary inspections and inquiries to confirm compliance with these provisions and all other provisions of this ordinance.

- (c) The commercial pet animal license shall be valid for one year from date of purchase. The license shall be prominently displayed on the license premises.

(d) License Revocation and Refusal.

1. Savannah-Chatham Animal Control shall revoke any commercial pet animal license in the event any licensee is found to be in violation of any of the provisions of this chapter.
2. Chatham County Department of Building Safety and Regulatory Services shall not issue a commercial pet animal license to any person, group, organization or business which has been convicted of violation of any provision of this chapter, or which keeps, maintains, or harbors any dog (s) designated dangerous or potentially dangerous, except for guard dogs.
3. No commercial pet animal license shall be issued to an application who has failed two separate consecutive inspections by Savannah-Chatham Animal Control for the balance of the year in which such inspections were failed, but said applicant may reapply for the balance of the year in which such inspections were failed, but said applicant may reapply for a license in the following calendar year. At the time of reapplication, the applicant shall show proof of rehabilitation, and said application may be refused for the failure of any requirements of the inspection.
4. Any person that acquires a commercial per license within unincorporated Chatham County or within the limits of the city pursuant to this provision, shall hereby grant, unto the Savannah-Chatham Animal Control officers, the right to inspect said

commercial pet/animal facility, kennel or premises at any time as part of assurance of compliance with the provisions of State law and local laws pertaining to such businesses holding said license.

5. Loss of license with the Department of Agriculture which allows activities to be conducted by the applicants operation.

(*Note: A Kennel License is issued by the Department of Agriculture.)

- g. *Revaccination.* Where a license has been issued following vaccination, the owner of the dog or dogs or cat or cats shall be exempt from paying a late fee provided the revaccination and license are acquired on or before the expiration date on the certificate for animal rabies vaccination issued by a licensed veterinarian.
- h. *Puppies and kittens not to run at large.* Dogs or cats less than four months of age shall be confined to their owner's premises and not allowed to run at large.
- i. *Only licensed veterinarians to vaccinate: inferior vaccinations.*
 1. No person shall be allowed to vaccinate dogs or cats against rabies that is not licensed to practice veterinary medicine in the State of Georgia.
 2. A veterinarian or any person having vaccinated dogs or cats against rabies with inferior vaccines or any drugs, biologic, chemical or material, which is not specified in this chapter or that has not been approved by the health department, or who violates any provision of this chapter in whole or in part shall not be permitted to vaccinate dogs or cats against rabies.
- j. *Exemptions.* Dogs or cats entering the City of Savannah from outside the city only for the purpose of performing or temporary stay not exceeding 14 days and kept under direct control of their owners or handlers are exempt from the license or vaccination requirements of this article.
- k. *Time limitation on obtaining license.* Except as provided by subsection (b) above, it shall be the duty of all persons owing or having possession of a dog or cat brought into the City of Savannah from without the city to have the dog or cat vaccinated and to obtain the vaccination tag and the rabies certificate required by this article within a period of 14 days from the date of such entry.
- l. *Impoundment of unlicensed, unvaccinated dogs or cats.* Any dog or cat found within the city not wearing or displaying a valid, current vaccination tag and not confined within a fence on the premises of the owner with all gates and openings closed shall be immediately impounded, quarantined or otherwise disposed of as required by this chapter (article). Any dog or cat found within the City of Savannah not vaccinated as required by this chapter within the previous 12 months shall likewise be impounded, quarantined or otherwise disposed of as required by this chapter (article).
- m. *Rabies cases to be reported.*
 1. All animals, such as dogs, cats, horses, cattle, mules, goats, foxes, swine, raccoons and other animals of like species, showing symptoms of or having rabies within the City of Savannah shall be immediately reported to the Chatham County Health Department, the animal control center, or Chatham County Humane Shelter by the owner or the person having custody or any citizen having knowledge of these facts. It shall be the duty of every person

having this knowledge to make immediately this report.

2. Dogs, cats, or any animal being held under quarantine by the owner or by a veterinary hospital, boarding or breeding kennel, or any other person at any other place shall immediately upon discovery of the existence of rabies or its symptoms be reported to the Chatham County Health Department, Animal Control Center or Chatham County Humane Shelter with a history of the case and information regarding the name and address of the owner. It shall be the duty of every person having knowledge of the facts to see that the report required by this subparagraph (subsection) is made.
- n. *Quarantine.*
1. Where rabies has been found to exist in any warm-blooded animal, or where its existence is suspected, the health department may designate an area within which quarantine shall be maintained as provided by the terms of this chapter. Every such animal shall thereupon be immediately confined to the premises designated by the health department, whether or not the animal has been vaccinated against rabies.
 2. No animal shall be removed from a quarantined area and no animal brought into a quarantined area without written permission of the health department. The application for such permission shall be in writing, filed with the health department the reason for movement and the location at which the animal will be confined after movement.
 3. When quarantine is ordered by the health department to increase or diminish the period as, in its uncontrolled discretion, the public safety and health may require.
 4. Where an animal has been suspected of having rabies or has rabies symptoms, the area or premises where such animals are kept shall be posted by the health department with signs to read as follows: "rabies suspected" or rabies, keep away from animals." Such signs shall be conspicuously displayed on the premises, printed with type that is easily legible, and shall remain on the premises for the duration of the quarantine.
 5. Persons living within a quarantine area having in their possession an animal subject to rabies or to the terms of this chapter shall be given written notice of the quarantine, the animals subject thereto and an order to confine their animals so subject to the premises of the owner, together with any other information the health department deems advisable. Such notice shall be signed by a duly authorized agent of the health department.
 6. The violation by any person of any quarantine order issued by the health officer shall be a violation of this chapter, and the person so violating shall be subject to all the penalties prescribed by law for a violation.
- o. *Examination of heads.* The heads of all domestic animals and of all wild animals suspected of having rabies before their death or having rabies at time of death shall be submitted to the state laboratory for examination. Either human or animal exposure to these animals shall constitute sufficient reason for laboratory examination.

Sec 9-5022. Restrictions on dogs running at large.

It shall be unlawful for any dog to be on the streets, lanes, highways, roads or squares of the city, or loose on vacant lots or unenclosed lots, so that he may freely have access to the streets, lanes, highways, roads, or squares of the city, unless such dog is held firmly on a leash held by a person. It shall be the duty of any owner or possessor or any person who harbors or keeps any dog to confine securely the same within the limits of his own premises and not to permit such dog to run or have access to run the streets, lanes, highways, roads, or squares or parks of the city except as above set forth or for hunting, field trials and the working of said dogs.

It shall be unlawful for any dog owner to keep or have within the city a dog which habitually or repeatedly chases, snaps at, or attaches pedestrians, bike riders or conducts itself so as to be a public nuisance. To effect the impounding of such a dog, if necessary, the animal control officer shall have the right to muzzle or employ such other methods as may be reasonable necessary to impound such animal.

Sec 9-5023. Notification regarding tag requirement.

Where any dog is found within the city, without having a license tag as hereby required, it shall be the duty of the humane officer to issue a citation and subpoena for violation of this article.

Sec 9-5024. Impoundment of dogs – Authorized.

Any dog found upon the streets, lanes, highways, roads, squares of the city, without the corporate limits of any municipality therein, in violation of this article, shall be caught by the humane officer or his assistant and impounded. The humane officer or his assistant shall have the specific right to enter upon any unenclosed private property to secure capture of any dog in violation of this article.

Sec 9-5025. Same- Duty of humane officer.

Upon the failure of a person to comply with the notice given him as provided under this article within 24 hours after receiving same or should the person in charge of the premises upon which an unlicensed dog is found disclaim ownership of such dog, by himself or any member of his household when so notified, it shall thereupon become the duty of the humane officer to go upon the premises and take charge of and impound the dog.

Sec 9-5026. Same- Dogs kept five days.

Any dog impounded under the provisions of this Article shall be kept for five (5) days in some convenient place, to be known as the dog pound or humane shelter.

Sec 9-5027. Same- Payment of fees.

Within five (5) days after a dog and/or cat is impounded, the owner or possessor shall come forward and pay the annual license fee, if he has not paid the same, and an impoundment fee, and a boarding fee. Impoundment and boarding shall be paid before and impounded animal shall be released to the owner or possessor.

Sec 9-5028. Euthanasia.

When any animal impounded under this article whole (of which its) owner, possessor or representative shall not come forward within five days after the impoundment and pay the license tax and the fees specified in this article euthanasia shall be performed in some manner approved by the American Veterinarian Medicine Association or said animal may be adopted through licensed rescue and placement agency.

Sec 9-5029. Delegation of animal shelter.

The shelter and impounding of dogs found within the city in violation of this article may be delegated to and performed by such organization as shall be selected by the mayor and alderman.

Sec 9-5030. Disposal of dog excrement.

It shall be unlawful for any person who possesses harbors or is in charge of any dog not to immediately remove excrement deposited by the dog upon a common thoroughfare, street, sidewalk, tree lawn, play area, park, square, or upon any other public premises, and such is hereby deemed to be a public nuisance and prohibited. Dog excrement shall be disposed of in a sanitary manner as provided by section 9-5031.

Sec 9-5031. Equipment for removal of dog excrement.

It shall be the duty of any person having custody of any dog on public property to have in such person's possession a device or equipment for the picking up and removal of dog excrement. An acceptable device shall include any plastic or metal mechanized or nonmechanized device constructed for scooping pet excrement; a hand shovel or trowel; a plastic or paper bag; a Styrofoam, plastic or paper cup; or any similar device that can contain and remove the excrement. The use of sheet paper, newspaper, paper napkins, or handkerchief deemed unacceptable and unsanitary for removing excrement and shall not be used. The provisions of this section shall not apply to a dog aiding the handicapped (i.e., guide dog) or to a dog when in police or rescue activities.

Sec 9-5032. Dog fighting.

Dog fighting shall be enforced under the provisions of State Law.

Sec 9-5033. Animal neglect.

A person that is the owner or custodian of any animal may be found to be guilty of animal neglect by a finding that anyone or more of the following conditions were allowed to exist:

- (a) Lack of immediately available proper drinking water or inadequate supply of drinkable water.
- (b) Lack of wholesome, palatable, and free from contamination food or sustenance to be provided in sufficient quantity.
- (c) Failure to provide an animal sufficient space to stand to full height, turn around, lay down and make normal postural adjustments for comfort.
- (d) The lack of providing a stationary shelter from weather such as sun, rain, wind or inclement weather or to maintain said shelter in a clean, sanitary

- condition free of excrement and unreasonable objectionable odors.
- (e) Failure to make arrangements for veterinary care, or to have an animal in possession that is known to or suspected to have an injury, accidental or deliberate, or to exhibit any signs of disease, shock, temperature fluctuations, tremors, swelling, open wounds, inability to eat, blistering or abnormal bleeding, partial paralysis, discharging blood or mucus.

Sec 9-5034. Animal cruelty.

A person commits an act of animal cruelty when such person causes the death or unjustified physical pain and suffering of an animal or maliciously causes the death, physical harm to the animal rendering parts of the animal useless or seriously disfigured or with knowledge or intent commits any of the acts set forth in Section 9-5033. This provision shall not apply to any person euthanizing an animal due to a disease or action taken to avoid pain and suffering.

Sec 9-5035. Tethering.

It shall be prohibited ~~in unincorporated Chatham County~~ or within the limits of the City to retain or confine to property of dogs or cats in a manner achieved by tethering to stationary or non-stationary objects including but not limited to, dog houses, barrels or other stationary objects as such means of confinement within the property.

Sec 9-5036. Animal transported by vehicles.

No animals shall be transported on a public road in an open vehicle including an open top vehicle or open truck bed unless housed in a secured container designed for that purpose and having a provision for adequate ventilation, food and water. Said container shall have an open grille on one end, and a solid top and bottom and a minimum of 15% total accumulated side areas incorporated into an open grille for air circulation provisions.

Sec. 9-5037. Animal confinement and left unattended in parked cars.

It shall be unlawful to leave an animal unattended in a parked vehicle without proper ventilation to prevent the animal from suffering physical distress from dangerous temperatures, lack of food or lack of water. Savannah-Chatham Animal Control or any other law enforcement shall take such action as is necessary including entry of the vehicle by any means to remove an animal from such jeopardy and may impound said animal and secure medical treatment for said animal as needed at the owner's expense. Savannah-Chatham Animal Control officers may take possession of any deceased animal found in any parked vehicle for purposes of determining the cause of death in question pursuant to animal neglect or cruelty of this code.

Sec 9-5038. Limitation on cats.

No person who is the owner or custodian of any single family residence shall have greater than eight (8) cats, unless all animals are permanently confined to the actual living space of the family residence. The owner or custodian in violation must also be in compliance with ~~Chatham County~~ provisions as stated in this chapter. This prohibition shall not include any cat that has a litter less than four months of age which will be

confined to the actual living space of the family residence.

Sec. 9-5039. Stray dog and cat.

Any person who intends to provide care and sustenance for any dog or cat shall be deemed to be the custodian of said dog or cat unless a true and rightful owner is located. No person shall feed or provided sustenance to any animal, dog or cat upon the public property or private property of others, except with the express permission of the owner of said animal or property owner upon which said food or sustenance is being provided.

Sec. 9-5040. Abandonment.

No person shall knowingly abandon any animal whether healthy, old, maimed, infirm, and sick and disabled on their own property without daily care or by abandonment off the owners premises where it may suffer injury, hunger, exposure, or become a public charge.

ARTICLE C. DANGEROUS DOGS/ POTENTIALLY DANGEROUS DOGS

Sec. 9-5041. Definitions.

The following definitions shall apply in the interpretation and enforcement of this article, and the following words shall have the following meanings:

- a. *Dangerous dog* means any dog that, according to the records of an appropriate authority:
 1. Inflicts a severe injury on a human being without provocation on public or private property; or
 2. Aggressively bites, attacks, or endangers the safety of humans without provocation after the dog has been classified as a potentially dangerous dog and after the owner has been notified of such classification.
- b. *Owner* means any natural person or any legal entity, including, but not limited to, a corporation, partnership, firm or trust owning, possessing, harboring, keeping, or having custody or control of a dangerous dog or potentially dangerous dog within this state.
- c. *Potentially dangerous dog* means any dog, according to the records of an appropriate authority, that:
 1. Without provocation, bites a human being on public or private property; or
 2. Without provocation, chases any human being upon the street, sidewalk, or any public or private property, excluding that of its custodian, in an apparent attitude of attack.
- d. *Proper enclosure* means an enclosure for keeping a dangerous dog or potentially dangerous dog while on the owner's property securely confined indoors or in a securely enclosed and locked pen, fence, or structure suitable to prevent the entry of young children and designed to prevent the dog from escaping. Any such structure shall have secure sides and a secure top, and if the dog is enclosed within a fence, all sides of the fence shall be of sufficient height and the bottom of the fence shall be constructed or secured in such a manner as to prevent the dogs escape either from over or from under the fence. Any such enclosure shall also provide protection from the elements for the dog.
- e. *Records of an appropriate authority* means records of any state, county, or municipal law enforcement agency; records of any county or municipal animal control agency; records of any county board of health; records of any federal, state, or local court; or records of a dog control officer provided for in this article.
- f. *Severe injury* means any physical injury that results in broken bones or disfiguring lacerations requiring multiple sutures or cosmetic surgery or a physical injury that results in death.
- g. *Substantial chain or leash* means a device used to restrain a dog that cannot be broken by the dog under its own power.

Sec. 9-5042. Exemptions; investigation of reports.

A dog that inflicts an injury upon a person when the dog is being used by a law enforcement officer to carry out the law enforcement officer's official duties shall not be a dangerous dog or potentially dangerous dog within the meaning of this article. A dog shall

not be a dangerous dog or a potentially dangerous dog within the meaning of this article if the injury inflicted by the dog was sustained by a person who, at the time, was committing a willful trespass or other tort or was tormenting, abusing, or assaulting the dog or had in the past been observed or reported to have tormented, abused, or assaulted the dog or was committing or attempting to commit a crime.

Upon receiving a report of a dangerous dog or potentially dangerous dog within the city from a law enforcement agency, animal control agency, rabies control officer, or county board of health, an animal control officer shall make such investigations and inquiries with regard to such report as may be necessary to carry out the provisions of this article.

Sec. 9-5043. Notice generally.

When an animal control officer classifies a dog as a dangerous dog or reclassifies a potentially dangerous dog as a dangerous dog, the dog control officer shall notify the dogs owner in writing by certified mail to the owners last known address of such classification or reclassification. Such notice shall be complete upon its mailing. In the alternative, at the sole discretion of the Animal Control Officer, a personal service may be made.

Sec. 9-5044. Scope of procedures.

As applied to the owners of potentially dangerous dogs, the procedures provided for in this article must be carried out as a necessary condition for the enforcement of the provisions of this article against such owners. As applied to the owners of dangerous dogs, the procedures provided for in this article shall not be an essential element of any crime provided for in this article.

Sec. 9-5045. Notice to owner of classification.

When a dangerous dog or potentially dangerous dog is classified as such, the dog control officer shall notify the dog's owner of such classification.

Sec. 9-5046. Requirements of notice to owner.

The notice to the owner shall meet the following requirements:

- a. The notice shall be in writing and mailed by certified mail to the owner's last known address;
- b. The notice shall include a summary of the animal control officer's findings that formed the basis for the dog's classification as a dangerous or potentially dangerous dog;
- c. The notice shall be dated and shall state that the owner, within 15 days after the date shown on the notice, has a right to request a hearing on the animal control officers determination that the dog is a dangerous dog or potentially dangerous dog;
- d. The notice shall state that the hearing, if requested, shall be before the health department;
- e. The notice shall state that if a hearing is not requested, the animal control officers determination that the dog is a dangerous dog or a potentially

dangerous dog will become effective for all purposes under this article on a date specified in the notice, which shall be after the last day on which the owner has a right to request a hearing; and

- f. The notice shall include a form to request a hearing before the health department and shall provide specific instructions on mailing or delivering such request to the agency.

Sec. 9-5047. Hearing.

When the health department receives a request for a hearing as provided in this article, it shall schedule such hearing within 30 days after receiving the request. The health department shall notify the dog owner in writing by certified mail of the date, time, and place of the hearing, and such notice shall be mailed to the dog owner at least ten days prior to the date of the hearing at the hearing, the owner of the dog shall be given the opportunity to testify and present evidence and hear such other testimony as the health department may find reasonable necessary to make a determination whether to sustain, modify, or overrule the animal control officer's classification of the dog.

Sec. 9-5048. Notice of determination after hearing.

Within ten days after the date of the hearing, the health department shall notify the dog owner in writing by certified mail of its determination on the matter. If such determination is that the dog is dangerous dog or a potentially dangerous dog, the effective date will be 15 days from the date of the hearing.

Sec. 9-5049. Certificate of registration.

It is unlawful for an owner to have or possess within this state a dangerous dog or potentially dangerous dog without a certificate of registration issued in accordance with the following provisions:

- a. A proper enclosure to confine the dangerous or potentially dangerous dog.
- b. Any dog classified as dangerous or potentially dangerous will be required to be microchipped for permanent identification by a licensed veterinarian at the owner's expense.
- c. The animal found to be a potentially dangerous dog or dangerous dog shall be spayed or neutered within fifteen days of the Health Departments determination that said dog is a dangerous dog or a potentially dangerous dog.
- d. The owner shall be required to post the premises where the animal is located with a clearly visible sign, issued by the animal control agency, containing a symbol designed to warn all citizens, including children, that there is a dangerous or potentially dangerous dog on the property; the number of signs will be determined by the animal control officer.
- e. It shall be unlawful to display the above dangerous dog sign at locations or on premises where no such dangerous or potentially dangerous dog exists or is located.
- f. The registration fee shall be set forth in the Chatham County Revenue Ordinance, which will be collected by the Chatham County Department of Building and Safety Regulatory Services for a potentially dangerous dog annually and for a dangerous

- dog annually. One warning sign shall be issued and is included in this fee.
- g. In addition to the requirements above, the owner of a dangerous dog shall present to the dog control officer evidence that the dog has been spayed or neutered, and evidence of:
 - 1. A policy of insurance in the amount of a least \$25,000.00 or more issued by a surety company authorized to transact business in this state insuring the owner of the dangerous dog against liability for any personal injuries inflicted by the dangerous dog; or
 - 2. A surety bond in the amount of \$25,000.00 or more issued by a surety company authorized to transact business in this state payable to any person or persons injured by the dangerous dog.
 - h. The owner of a dangerous dog or potentially dangerous dog shall notify the Animal Control Officer within 24 hours if the dog is on the loose, is unconfined, has attacked a human, has died, or has been sold or donated. If the dog has been sold or donated, the owner shall also provide the animal control officer with the name, address, and telephone number of the new owner of the dog.
 - i. The owner of a dangerous dog or potentially dangerous dog shall notify the Animal Control Officer if the owner is moving from the dog control officer's jurisdiction. The owner of a dangerous dog or potentially dangerous dog who is a new resident of the State of Georgia shall register the dog as required in this Code section within 30 days after becoming a resident. The owner of a dangerous dog or potentially dangerous dog who moves from one jurisdiction to another within the State of Georgia shall register the dangerous dog or potentially dangerous dog in the new jurisdiction within then days after becoming a resident.
 - j. Issuance of a certificate of registration or the renewal of certificate of registration by Savannah-Chatham Animal Control does not warrant or guarantee that the requirements specified are maintained by the owner of a dangerous dog or potentially dangerous dog on a continuous basis following the date of the issuance of the initial certificate of registration or following the date of an annual renewal of such certificate.
 - k. An animal control officer is authorized to make whatever inquiry is deemed necessary to ensure compliance with the provisions of this section. Law enforcement agencies of local governments and the sheriffs of counties shall cooperate with dog control officers in enforcing the provisions of this section.

Sec 9-5050. Restraint of dangerous dog.

It is unlawful for an owner of a dangerous dog to permit the dog to be outside a proper enclosure unless the dog is muzzled and restrained by a substantial chain or leash and is under the physical restraint of a responsible person. The muzzle shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but will prevent it from biting any person.

Sec. 9-5051. Restraint of potentially dangerous dog.

It is unlawful for the owner of a potentially dangerous dog to permit the dog to be

outside a proper enclosure unless the dog is restrained by a substantial chain or leash and is under the restraint of a responsible person.

Sec. 9-5052. Confiscation of dangerous dog.

A dangerous dog shall be immediately confiscated by the animal control officer or by a law enforcement officer or by another person authorized by the animal control officer if the:

- a. Owner of dog does not secure liability insurance or bond required in this article;
- b. Dog is not validly registered as required;
- c. Dog is not maintained in proper enclosure; or
- d. Dog is outside a proper enclosure without specified restraints.
- e. Should the owner fail to provide the document outlined in 9-5051 of this ordinance or the provisions of this subsection, the dangerous dog shall be impounded. The dangerous dog shall be held for 10 days during which time the owner may demonstrate compliance with 9-5051 and subsection (a) through (e) above. Should the owner fail to comply with any provisions of the aforementioned section and subsections, the dog shall be subject to euthanasia.

Sec. 9-5053. Confiscation of potentially dangerous dog.

A potentially dangerous dog shall be confiscated in the same manner as a dangerous dog if the dog is:

- a. Not validly registered as required;
- b. Not maintained in a proper enclosure; or
- c. Outside a proper enclosure without specified restraints.

Sec. 9-5054. Return after confiscation.

Any dog that has been confiscated under the provisions of the Article C shall be returned to its owner upon the owner's compliance with the provisions of this article and upon the payment of reasonable confiscation costs. In the event the owner has not complied with the provisions of this article within 20 days of the date the dog was confiscated, said dog shall be destroyed in an expeditious and humane manner.

Sec. 9-5055. Liability.

The owner of a dangerous dog or potentially dangerous dog shall be solely liable for any injury to or death of a person caused by such dog. Under no circumstances shall a local government or any employee or official of a local government which enforces or fails to enforce the provisions of this article be held liable for any damages to any person who suffers an injury inflicted by a dog that has been identified as being a dangerous dog or potentially dangerous dog or by a dog that has been reported to the proper authorities as being a dangerous or potentially dangerous dog or by a dog that a local government has failed to identify as a dangerous dog or potentially dangerous dog by a dog which had been identified as being a dangerous dog or potentially dangerous dog but has not been kept or restrained in the prescribed manner or by a dangerous dog or potentially dangerous dog whose (of which its) owner has not maintained insurance coverage or surety bond as required.

Article D ANIMALS OTHER THAN DOGS AND CATS

Sec. 9-5056. Definitions.

Whenever used in this ordinance the following words and phrases shall have the following meanings unless the context clearly requires a different meaning.

- a. *Adequate Food*: The provision on a daily basis of a quantity of wholesome foodstuff suitable for the species and age, sufficient to maintain a reasonable level of nutrition in each animal, and maintain the animal in good health and comfort. Such foodstuff shall be served in a receptacle, dish, or container that is physically clean and from which agents injurious to health have been removed or destroyed to a practical minimum.
- b. *Adequate Shelter*: An enclosure of at least three sides and a roof, and which is structurally sound, maintained in good repair, is water and wind resistant, provides some shade from the direct rays of the sun and assures adequate ventilation and light.
- c. *Adequate Water*: A constant access to a supply of clean, fresh, water provided in a sanitary manner. In near or below freezing temperatures, the water must be changed frequently so as to prevent freezing.
- d. *Animal Control Officer*: A Chatham County Savannah Metropolitan Police Department employee designated to enforce the Savannah Animal Control Ordinance and all state laws regarding rabies and animals.
- e. *Apiary*: A place where bees and beehives are kept, especially a place where bees are raised for their honey.
- f. *At Large*: It shall be unlawful for any animal to be on the streets, lanes, highways, roads or squares of the city, or loose on vacant lots or unenclosed lots, so that he/she may freely have access to the streets, lanes, highways, roads, or squares of the city, unless such animal is firmly on a leash held by a person. It shall be the duty of any owner or possessor or any person who harbors or keeps any animal to confine securely the same within the limits of his own premises and not to permit such animal to run or have access to run the streets, lanes, highways, roads, or squares or parks of the city.
~~An animal shall be deemed to be at large when it is off the property of its owner or keeper and not under physical restraint of some competent person.~~
- g. *Beekeeper* means a person who owns or has charge of one or more colonies of bees.
- h. *Colony or hive* means an aggregate of bees consisting principally of workers, but having, when perfect, one queen and at time many drones, including brood, combs, honey and the receptacle inhabited by the bees.
- i. *Event or Festival*: A transitory gathering of a group of people in a single location in connection with a single event, fair, festival or celebration. The period of time can be no more than 14 consecutive days.
- j. *Health Department*: Chatham County Public Health Department.
- k. *Health Director*: The Director of the Chatham County Public Health Department or designee.

- l. *Livestock* means animals including, but not limited to, fowl, horses, mules, burros, asses, cattle, sheep, goats, llamas, emu, ostriches, rabbits, swine, or other farm animals excluding dogs and cats.
- m. *Owner or Keeper*: Any person, organization, group of persons, or association that has a property right in an animal, keeps or harbors an animal, has an animal in their care or acts as a custodian of an animal for seventy-two (72) hours, except for a temporary caretaker acting on behalf of the animal's owner.
- n. *Provoke*: Any action designed to goad, inflame, instigate or stimulate an aggressive response on the part of an animal, but not including any actions on the part of an individual that pertain to reasonable efforts of self-defense against a dangerous animal. Any authorized or otherwise lawful entry onto the property of another shall not constitute provocation.
- o. *Public Nuisance*: An animal, or group of animals, may be considered to be a public nuisance if, by way of example and not of limitation:
 1. The animal bites or attacks a person; causes injury to domesticated animals or pets; or repeatedly chases or snaps at persons, domesticated animals, pets, or vehicles when it is not in an enclosure, leashed, or on the owner's or keeper's property.
 2. The animal habitually and repeatedly barks, whines, howls, or makes other noises so as to seriously interfere with the reasonable use and enjoyment by neighboring residents of their property, or makes noises in excess of that allowed without a permit by the city Noise Control Ordinance.
 3. An animal is found at large, as defined herein.
 4. The animal damages the property of anyone other than its owner or keeper, including but not limited to, turning over garbage containers or damaging gardens, flowers, shrubbery, vegetables, trees, fences, or gates.
 5. The number and type of animals or the method of confinement of the animals is such as to be offensive or dangerous to the public health, safety, or welfare, or the welfare of the animals.
- p. *Undeveloped property* means any idle land that is not improved or in the process of being improved with any structures or improvements intended for human use or occupancy and the grounds maintained in association therewith. The term shall be deemed to include property developed exclusively as a street or highway or property used for commercial agricultural purposes.

Sec. 9-5057. Adequate food, shelter and water.

All animals shall be provided with adequate food, adequate shelter, and adequate water as defined.

Sec. 9-5058. Public Nuisance

It shall be unlawful for any person to keep or have within the city any animal which constitutes a public nuisance as defined.

Sec. 9-5059. Feeding of feral fowl or other animals.

Any person providing care and sustenance to any fowl or other animal shall be

deemed to be the owner of said animal and shall be subject to all the regulations of this ordinance. No person shall feed or provide sustenance to any animal on public property or the private property of others, except with permission of the property owner.

Sec. 9-5060. Expert Consultants Roster

The purpose of the Expert Consultants Roster is to assist the Animal Control Officer in enforcement of the sections of the ordinance pertaining to animals other than cats and dogs.

- a. *Members.* Members will be appointed by the Chatham County Health Department Director to serve for a one year, renewable term. The roster should contain at least three members with expert knowledge about chickens, three members with expert knowledge about beekeeping, a public health expert and a veterinarian.
- b. *Duties.*
 1. The members of the Expert Consultants Roster may be called by the Animal Control Officer to respond to complaints involving their area of expertise.
 2. The Expert shall investigate the complaint within 48 hours, or inform the Animal Control Officer if that is not possible.
 3. It will be the responsibility of the Expert to assess the situation and determine if a violation of the Ordinance exists. If it is determined that a citation is required, the Animal Control Officer will issue said citation. Any nuisance violation may be issued at the discretion of an Animal control Officer with or without the assistance of an Expert Panel member.
 4. During the assessment, the Expert should not confront any disorderly person he/she may encounter but rather withdraw and call the police.
- c. *Removal of Expert from the Roster.* Members of the roster are expected to be knowledgeable of the Animal Control Ordinance and to investigate complaints fairly and completely. If at any time it is determined that an Expert is failing in this responsibility, the Expert may be removed by agreement of the Director or the Chatham County Health Department and the Animal Control Officer.

Sec. 9-5061. Beekeeping.

The purpose of this article is to establish certain requirements of sound beekeeping practices, which are intended to avoid problems that may otherwise be associated with the keeping of bees in populated areas.

Notwithstanding compliance with the various requirements of this article, it shall be unlawful for any beekeepers to keep any colony or colonies in such a manner or of such disposition as to cause any unhealthy condition, interfere with the normal use and enjoyment of human or animal life of others or interfere with the normal use and enjoyment of any public property or property of others.

Beekeeping may be permitted provided the following requirements are met:

- a. *Licensing Requirement for Commercial Beekeepers.* The Georgia Bee Law (O.C.G.A. 2-14-40) requires that all beekeepers selling bees, queens, nuclei, etc.

commercially be licensed. All other beekeepers (e.g. hobbyists, pollinators, honey producers) are not required to be licensed or inspected by the Plant Protection Section.

- b. *Registration Required.* All beekeepers are required to annually register each apiary with the Chatham County Department of Building Safety. Commercial beekeepers are required to submit a copy of their state license with their registration.
- c. *Fees.* The fee for the registration will be \$25 per address, regardless of the number of hives and will be collected by the Chatham County Building Safety and Regulatory Services Department. All fees raised by this registration procedure shall be designated and used for Animal Control activities.
- d. Mosquito control operations are conducted to maintain a reasonable quality of life for residents and protect them from mosquito-borne diseases. Mosquito Control staff will notify registered beekeepers prior to control operations that may affect their hives. It is the beekeepers responsibility to take reasonable precautions that will help to protect their hives. Mosquito Control staff can provide hive protection recommendations.
- e. *Fencing of Flyways.* Where a colony is located within 25 feet of a property line, as measured from the nearest point on the hive to the property line, the beekeeper shall establish and maintain a flyway barrier at least six feet in height consisting of a solid wall, fence, dense vegetation or combination thereof that is parallel to the property line and extends ten feet beyond the colony in each direction so that all bees are forced to fly at an elevation of at least six feet high in the vicinity of the apiary. Colonies in stands above six feet should have the hive opening facing inward of the property on which they are located.
- f. *Water.* Each beekeeper shall ensure that a convenient source of water is available to the bees at all times.
- g. *General Maintenance.* Each beekeeper shall ensure that no bee comb or other materials are left upon the grounds of the apiary site. All such materials shall promptly be disposed of in a sealed container or placed within a building or other bee-proof enclosure.
- h. *Queens.* In any instance in which a colony exhibits unusual aggressive characteristics by stinging or attempting to sting without due provocation or exhibits an unusual disposition toward swarming, the beekeeper shall promptly requeen the colony. Queens shall be selected from European stock bred for gentleness and non-swarming characteristics.
- i. *Colony Densities.* It shall be unlawful to keep more than the following number of colonies on any parcel within the city:
 - 1. One quarter acre or less tract size - two colonies;
 - 2. More than one-quarter acre but less than one-half acre tract size - four colonies;
 - 3. More than one-half acre but less than one acre tract size - six colonies;
 - 4. One acre or larger tract size - eight colonies.

Regardless of parcel size, if all hives are located at least 200 feet from all property lines, there shall be no limit to the number of colonies.

Regardless of parcel size, if all property, other than the apiary parcel, within a 200 foot radius from the hive is undeveloped property, there shall be no limit to the number of colonies.

Sec. 9-5062. Chickens.

Chickens kept for personal, non-commercial, purposes may be permitted provided the following requirements are met:

- a. *Number of chickens.* One chicken per 1000 square feet of high ground shall be permitted, provided, however, the maximum number of chickens permitted is 30. More than 30 chickens shall constitute a poultry farm and must meet all zoning and other regulations.
- b. *Tethering.* It shall be prohibited to retain or confine chickens or other fowl in a manner achieved by tethering to stationary or non-stationary objects including but not limited to, chicken coops or barrels.
- c. *Building Permit.* In the City of Savannah building permits are required for any chicken coop or shelter that is 120 square feet or larger.
- d. *Minimum setback requirements.* The minimum setback of chicken habitat from neighboring living quarters is determined by the number of birds and shall be:
 1. Up to 10 birds: 25 feet,
 2. More than 10 birds: 50 feet.

This setback requirement may be waived if the adjoining neighbor(s) provides written permission. If a neighbor changes, written permission from the new neighbor is required.

Sec. 9-5063. Other species of poultry.

Other species of poultry including peafowl, guinea fowl, ducks, geese, roosters, and turkeys, known to make more noise than chickens, kept for personal, non-commercial, purposes may be permitted provided the following requirements are met:

- a. *Number of poultry:* The maximum number of poultry permitted is 30. More than 30 poultry shall constitute a poultry farm and must meet all zoning and other regulations.
- b. *Minimum parcel size.* Other species of poultry may not be kept on parcels less than two acres in size.
- c. *Minimum setback requirements.* The minimum setback of the poultry habitat shall be 250 feet from any occupied building except the dwelling unit of the owner.

Sec. 9-5064. Small mammals.

Small mammals housed outside such as rabbits, guinea pigs and other small mammals kept for personal, non-commercial, purposes may be permitted provided the following requirements are met:

- a. *Number of small mammals:* One small mammal per 1000 square feet of high ground will be permitted, provided, however, the maximum number of mammals permitted is 30.

- b. *Minimum setback requirements.* The minimum setback of small mammal habitat from neighboring living quarters is determined by the number of mammals and shall be:

- 1. Up to 10 mammals: 25 feet,
- 2. More than 10 mammals: 50 feet.

This setback requirement may be waived if the adjoining neighbor(s) provides written permission. If a neighbor changes, written permission from the new neighbor is required.

Sec 9-5065. Total number of chickens, other poultry and small mammals.

The total number of chickens, other poultry and small mammals shall not exceed one animal per 1000 square feet of high ground.

Sec. 9-5066. Horses.

Horses may be permitted provided the following requirements are met:

- a. *Minimum parcel size.* Horses shall not be kept on parcels less than two acres in size.
- b. *Proper drainage.* Horses shall be kept on high ground with proper drainage.
- c. *Minimum setback.* Horse stables (not enclosures or fences) shall be a minimum of 100 feet from any occupied building except the dwelling unit of the owner unless the owner of the adjacent building and the health officer give permission for a lesser distance. Horse stables built on property prior to February 15, 2007, shall be at least fifty (50) feet from an occupied building, except the dwelling unit of the owner, unless the owner of the building and the health officer granted approval.
- d. *Waver of minimum parcel size.* The Animal Control Unit Commander or his/her designee may waive the minimum parcel size in cases where the animal(s) have appropriate shelter, food, and is generally well cared for.

Sec. 9-5067. Pigs.

Pigs kept for personal, non-commercial, purposes may be permitted provided the following requirements are met:

- a. *Number of pigs:* One pig per 1000 square feet of high ground will be permitted.
- b. *Minimum parcel size.* Pigs shall not be kept on parcels less than two acres in size, except as provided for below.
- c. *Waver of minimum parcel size.* The Animal Control Unit Commander or his/her designee may waive the minimum parcel size in cases where the animal(s) have appropriate shelter, food, and is generally well cared for
- d. *Minimum parcel size exemption.* Swine species such as Miniature Vietnamese, Chinese, or Oriental pot-bellied pigs (*sus scrofa vittatus*) shall be permitted on any parcel, regardless of size, subject to the following:
 - 1. The maximum height of the pig is no greater than 18 inches at the shoulder and weighs no more than 95 pounds.
 - 2. No more than three pigs shall be kept at any one address for any period in excess of three days.

- d. *Minimum setback requirements.* The minimum setback of the pig exterior habitat shall be 250 feet from any occupied building except the dwelling unit of the owner.
- e. *Maximum number of pigs:* More than 10 pigs will constitute a non-personal, commercial use and must meet all zoning and other regulations.

Sec. 9-5068. Other livestock.

Other livestock, such as cows, sheep, goats, etc. kept for personal, non-commercial, purposes may be permitted provided the following requirements are met:

- a. *Number of livestock:* One livestock per 1000 square feet of high ground will be permitted, provided, however, the maximum number of livestock permitted is five.
- b. *Minimum parcel size.* Livestock shall not be kept on parcels less than two acres in size.
- c. *Waver of minimum parcel size.* The Animal control Unit Commander or his/her designee may waive the minimum parcel size in cases where the animal(s) have appropriate shelter, food, and is generally well cared for
- d. *Minimum setback requirements.* The minimum setback of the livestock habitat shall be 100 feet from any occupied building except the dwelling unit of the owner.
- e. *Maximum number of other livestock:* More than 10 other livestock will constitute a non-personal, commercial use and must meet all zoning and other regulations.

Sec. 9-5069. Slaughter of animals.

Slaughter of any animal must be done in a humane manner and out of sight of neighbors and the general public.

Sec. 9-5070. Snakes and other large reptiles.

Snakes and other large reptiles shall not be permitted at public events, parades, festivals. Individuals or organizations permitted by the State Department of Natural Resources are exempted from this provision.

Sec. 9-5071. Compliance.

Unless specified elsewhere, all animal owners are required to come into compliance with this article of the Animal Control Ordinance within 90 days of adoption.

Curfew Ordinance – Redlined

Section 9-1024. Curfew.

(a) It shall be unlawful for any minor 16 years of age or younger to loiter, wander, stroll or play in or upon the public streets, highways, roads, lanes, parks, playgrounds or other public grounds, public places, public buildings, places of amusement, eating places, vacant lots or any place unsupervised by an adult having the lawful authority to be at such places, between the hours of ~~9:44~~:00 p.m. on any day and 6:00 a.m. of the following day; provided, however, that on Fridays and Saturdays, the effective hours are between ~~102~~:00 p.m. and 6:00 a.m. of the following day; and provided, that the provisions of this section shall not apply in the following instances:

- (1) When a minor is accompanied by his or her parent, guardian, or other adult person having lawful care and custody of the minor.
- (2) When the minor is upon an emergency errand by his or her parent or guardian or other adult person having the lawful care and custody of the minor.
- (3) When the minor is returning directly home from a school or church activity.
- (4) When the minor is returning directly home from lawful employment that makes it necessary to be in the above-referenced places during the proscribed period of time.
- (5) When the minor is attending or traveling directly to or from activity involving the exercise of First Amendment rights of speech, freedom of assembly, or free exercise of religion.
- (6) When the minor is in a motor vehicle with parental consent for normal travel, with the interstate travel through the City of Savannah excepted in all cases from the curfew.
- (7) When the minor is on the property of or the sidewalk adjacent to the building in which he or she resides.

(b) It shall be unlawful for any parent or guardian to permit or by inefficient control allow a violation of this section by a minor in his or her custody.

(c) Violations of any of the above provisions shall be punishable as provided in section 1-1013 of this Code.